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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/552,135

10/06/2005

Thomas H. Blackwell

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03/27/2008

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EXAMINER

PAPE, JOSEPH

ART UNIT

PAPER NUMBER

3612

MAIL DATE

DELIVERY MODE

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PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/552,135	<b>Applicant(s)</b> BLACKWELL ET AL.	
	<b>Examiner</b> Joseph D. Pape	<b>Art Unit</b> 3612	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-5,7-9,12,16,18,19,21-23,25,27-29 and 31-36 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) 21-23,25 and 27-29 is/are allowed.
- 6) ☐ Claim(s) 1-5,7-9,12,16,18,19 and 31-36 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 06 October 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                       | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date. ____.                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>1/08 6/06</u> .   | 6) <input type="checkbox"/> Other: ____.                          |

## **DETAILED ACTION**

### ***Claim Objections***

1. Claims 32-33 are objected to because of the following informalities: In claim 32, the last line, "for providing" is repeated twice. In claim 33, line 2, it is thought that "larger" should be changed to --large--

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1, 2, 3, 5, 7, 8 and 31-36 are rejected under 35 U.S.C. 102(b) as being anticipated by WO '667.

The WO '667 reference discloses the claimed invention including all of the structural features of the trailer. The trailer configurations are capable of supporting well known medical treatment areas and equipment as broadly as recited.

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over WO '667 in view of Hirayama et al.

The WO '667 reference discloses the claimed invention except for the use of a second trailer with the first trailer.

Hirayama et al. disclose the use of multiple trailers together.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the trailer of WO '667 with a second, auxiliary trailer as taught by Hirayama et al. for enhanced functional advantages.

6. Claims 9 and 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over WO '667 in view of Marek.

The WO '667 reference discloses the claimed invention except for plural treatment areas with different configurations.

Marek discloses a medical facility trailer with various treatment areas with structural features that can be repositioned or configured differently.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the treatment areas of WO '667 with treatment features that are repositionable as taught by Marek for flexible treatment options.

7. Claim 12 is rejected under 35 U.S.C. 103(a) as being unpatentable over WO '667 in view of Young.

The WO '667 reference discloses the claimed invention except for the recited air handling features.

Young discloses a trailer with air handling capabilities.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the trailer of WO '667 with air handling features as taught by Young for providing good air quality within the trailer.

8. Claim 16 is rejected under 35 U.S.C. 103(a) as being unpatentable over WO '667.

WO '667 discloses the claimed invention except for the recited heating and air conditioning features

Examiner takes Official Notice that heating and cooling features in trailers is notoriously well known in the art of trailers.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the trailer of WO '667 with heating and cooling features as is common knowledge in the art and which involves no new or unexpected results.

9. Claim 19 is rejected under 35 U.S.C. 103(a) as being unpatentable over WO '667.

WO '667 discloses the claimed invention except for the recited medical treatment features.

Examiner takes Official Notice that the use of an air supply for treating patients and a satellite communication system for telemedicine capabilities is notoriously well known in the medical field.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the trailer of WO '667 with medical treatment features such as the use of an air supply for treating patients and a satellite communication system for telemedicine capabilities because such medical features are commonly known and the provision of them in a trailer environment would involve no new or unexpected results.

***Allowable Subject Matter***

10. Claims 21-23, 25 and 27-29 are allowed.

***Conclusion***

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph D. Pape whose telephone number is (571)272-6664. The examiner can normally be reached on Tuesday-Friday 6:30 AM-3:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn Dayoan can be reached on (571)-272-6659. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Joseph D. Pape/  
Primary Examiner,  
Art Unit 3612

Jdp

3/25/08

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